

Senate File 2095

AN ACT
RELATING TO THE AUTHORITY OF A CERTIFIED LAW ENFORCEMENT
OFFICER.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 9E.6A, subsection 1, Code 2009, is amended to read as follows:

1. Each person performing a notarial act pursuant to [section 9E.10](#) must acquire and use a stamp or seal as provided in [this chapter](#). However, ~~this section shall not apply to a notarial act performed by a judicial officer as defined in [section 602.1101](#), if the notarial act is performed in accordance with state or federal statutory authority, and shall not apply to a certification by a chief officer or a chief officer's designee of a peace officer's verification of a uniform citation and complaint pursuant to [section 805.6, subsection 5](#).~~

Sec. 2. Section 9E.6A, Code 2009, is amended by adding the following new subsection:

NEW SUBSECTION. 3. This section shall not apply to any of the following:

a. A notarial act performed by a judicial officer as defined in section 602.1101, if the notarial act is performed in accordance with state or federal statutory authority.

b. A certification by a chief officer or a chief officer's designee of a peace officer's verification of a uniform citation and complaint pursuant to section 805.6, subsection 5.

c. The administration of oaths and the acknowledgment of signatures by a peace officer pursuant to section 80.9A, subsection 3, or by a certified law enforcement officer pursuant to section 817.3.

Sec. 3. NEW SECTION. 817.3 Certified law enforcement

officers — oaths, signatures, and testimony.

A law enforcement officer, as defined in section 80B.3, who is certified by the Iowa law enforcement academy, may administer oaths, acknowledge signatures, and take voluntary testimony pursuant to the officer's duties as provided by law.

JOHN P. KIBBIE
President of the Senate

PATRICK J. MURPHY
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2095, Eighty-third General Assembly.

MICHAEL E. MARSHALL
Secretary of the Senate

Approved _____, 2010

CHESTER J. CULVER
Governor